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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/763,204	01/26/2004	Akira Miyajima	P23933	6434
7055 7590 07/29/2008 GREENBLUM & BERNSTEIN, P.L.C. 1950 ROLAND CLARKE PLACE RESTON, VA 20191				
EXAMINER HO, DUC CHI				
ART UNIT 2619		PAPER NUMBER		
NOTIFICATION DATE 07/29/2008		DELIVERY MODE ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

gbpatent@gbpatent.com
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Office Action Summary

Application No.

10/763,204

Applicant(s)

MIYAJIMA, AKIRA

Examiner

Duc C. Ho

Art Unit

2619

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 16 April 2008.
2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-12 is/are pending in the application.
4a) Of the above claim(s) _____ is/are withdrawn from consideration.
5) ☒ Claim(s) 4-10 is/are allowed.
6) ☒ Claim(s) 1-3, 11 and 12 is/are rejected.
7) ☐ Claim(s) _____ is/are objected to.
8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3) ☒ Information Disclosure Statement(s) (PTO/CDC)
Paper No(s)/Mail Date 4-23-04
4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
5) ☐ Notice of Informal Patent Application
6) ☐ Other: _____

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(c) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-3, and 11-12 are rejected under 35 U.S.C. 102(e) as being anticipated by the Admitted Prior Art (JP 2002-101198, IDS record. The Japanese prior art patent is also described in US 11/082,710; US-PGPUB 2005/0207402-fig.28 (a-c), paragraph 004-0020), hereinafter referred to as the APA.

Regarding claim 1, the APA-fig. 28(a-c) discloses Internet telephones, in which telephones, i.e. A1-A4 & B1-B4 within the same group have IP addresses having a common network address, see 0008.

a key pad configured to input an extension number of a network destination telephone apparatus (the Internet telephone, i.e. A1 inherently includes a key pad for inputting an extension number, i.e. “2004” of a network destination telephone, i.e. the Internet telephone B4, see 0008);

a memory configured to store a network address of a network to which the Internet telephone apparatus is connected (the Internet telephone, i.e. A1 inherently includes a network address to which the Internet telephone B4 is connected, i.e. “192.168.2.”, see 0011);
and

a controller configured to set the extension number as a host address, to generate an IP address based on a combination of the network address stored in the memory and the host address, and to access the network destination telephone apparatus over the Internet based on the IP address (the Internet telephone A1 inherently includes a controller configured that set the extension number, i.e. 2004, as a host address and generating an IP address including the host address and network address, i.e. "192.168.2.4", see fig. 28-C, and 0011).

Regarding claim 2, this claim has similar limitations as claim 1. Therefore, it is rejected under the APA for the same reasons set forth in the rejection of claim 1. In the network address "192.168.2", "192.168" is the network address, "2" is third octet of the IP address, as a part of the extension number of group B, and "4" in "192.168.2.4" is the last octet of the extension number of the IP address, see figures. 28(a-c), see paragraphs 0008-0011.

Regarding claim 3, figure 28(c) of the APA discloses the last line "B4 2004 192.168.2.4" in which the third octet is the first digit, i.e. "2" of the extension number, and the fourth octet of the IP address is the second digit "4" to the last digit of the extension number.

Regarding claim 11, this claim has similar limitations as claim 1. Therefore, it is rejected under the APA for the same reasons set forth in the rejection of claim 1.

Regarding claim 12, this claim has similar limitations as claim 2. Therefore, it is rejected under the APA for the same reasons set forth in the rejection of claim 2.

Allowable subject matter

3. Claims 4-10 are allowed.

Conclusion

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Duc Ho whose telephone number is (571) 272-3147. The examiner can normally be reached on Monday through Thursday from 7:30 am to 6:00 pm.

If attempt to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jay Patel, can be reached on (571) 272-2988.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (571) 272-2600.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

5. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Patent Examiner

/Duc C Ho/

Primary Examiner, Art Unit 2619

7-9-08